IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,	)))
Plaintiff,	))
	) **Case No. WDQ-02-CV-648**
v.	))
LA WEIGHT LOSS CENTERS, INC.,	))
Defendant.	))

DECLARATION OF JEFFREY C. BANNON

I, Jeffrey C. Bannon, hereby state as follows:

1.   From approximately August 1999 to the present, I have been employed as the Assistant General Counsel for Technology in the U.S. Equal Employment Opportunity Commission's ("EEOC") Office of General Counsel.

2.   I received from EEOC counsel of record Ronald Phillips a DVD produced by Defendant via a data recovery by Kroll Ontrack.

3.   I have personally reviewed the contents of this DVD.

4.   The DVD contains 10,253 files copied from Defendant's hard disk. Most of these files are the operating system files for the server and contain no information concerning Defendant's employees.

5.   The DVD does contain 45 Microsoft Access database files with an MDB extension. Of these 48 files, 31 are password protected. I was unable to open or read these files without the password. The Microsoft Access database software would display the message

"Enter database password:" and then prevent access to the data. See Exhibit 1 to this Declaration (page 3).

6.   Of the remaining 17 Access files, none contain personnel data on Defendant's employees.

7.   A listing of the Access database files found on the DVD is attached hereto as Exhibit 2 to this Declaration (page 4). Files that are password-protected are indicated by the notation "password" in the Content column; files that could be opened and determined not to contain personnel data are indicated by the notation "no personnel data" in the Content column.

I declare under penalty of perjury that the foregoing is true and correct.
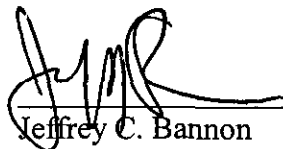
Executed on: 6/1/07
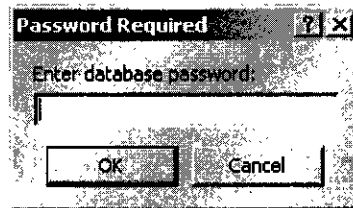
Jeffrey C. Bannon

Exhibit 1

Exhibit 2

Filename	Content
ADDRBOOK.MDB	password
B021.MDB	password
B021_old.mdb	password
B0211.MDB	password
B0212.MDB	password
B021rep.mdb	password
B021rep1.mdb	password
B021rep2.mdb	password
BLANK.MDB	no personnel data
BLANK1.MDB	no personnel data
Common.mdb	password
Common1.mdb	password
Common2.mdb	password
Common3.mdb	password
Common4.mdb	password
CONTACT.MDB	no personnel data
DBUpdate.mdb	no personnel data
DBUPDATE1.MDB	no personnel data
DBUpdate2.mdb	no personnel data
DBUpdate3.mdb	no personnel data
DBUpdate4.mdb	no personnel data
Demo.MDB	password
Demo1.MDB	password

Filename	Content
Demo2.MDB	password
Demo3.MDB	password
DEMOrep.mdb	password
DEMOrep1.mdb	password
dnary.mdb	no personnel data
FPNWIND.MDB	no personnel data
ias.mdb	no personnel data
INVENTRY.MDB	no personnel data
Library.mdb	password
Library1.mdb	password
Library2.mdb	password
Northwind.mdb	no personnel data
system.mdb	password
System1.mdb	password
System2.mdb	password
W021.MDB	no personnel data
W0211.MDB	password
W021rep.mdb	password
W021rep1.mdb	password
WorkDB.mdb	no personnel data
WorkDB1.mdb	no personnel data
WorkDB2.mdb	no personnel data
B021.mdb in zipped file	password
Common.mdb in zipped file	password

Filename	Content
system.mdb in zipped file	password